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NO. 6737 P. 1

PTC/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE Under the Pacework Reduction Act of 1995, no octsons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/073,160 Filing Date TRANSMITTAL February 13, 2002 First Named Inventor **FORM** Hartmut STROBEL et al. Art Unit 1626 Examiner Name Kamal Saeed (to be used for all correspondence after initial filing) Attorney Docket Number DEAV2001/0004 US NP Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers of Appeals and Interferences Fee Attached Appeal Communication to TC < (Appeal Notice, Brief, Reply Brief) Petition Amendment/Reply Petition to Convert to a Proprietary Information Provisional Application After Final Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify Terminal Disclatmen below): Extension of Time Request Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Remarks Certifled Copy of Priority Document(s) Reply to Missing Parts/ JUL 1 2 2005 Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name (VENTIS PHARMACEUTICALS, INC. Signature Printed name Reg. No. Date 47,038 12, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facetmile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the data shown below: (USPTO FAX NO. 703-872-9306 Total No. of Pages Transmitted: Signature Date July 12, 2005 Paul Irvine Typed or printed name

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of \_\_6 Page \_

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of STROBEL et al.

Examiner:

Kamal A Saeed

Art Unit:

1626

Application No.: 10/073,160

Filed:

February 13, 2002

TELEPAX CERTIFICATE

Title:

Acylated Indanyl Amines and Their Use

as Pharmaceuticals

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July 12, 2004

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Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

#### REPLY PURSUANT TO 37 C.F.R. § 1.111

Dear Sirs:

In response to the Ex parte Quayle Office Action dated May 19, 2005 ("the Action"), reconsideration is respectfully requested in view of the amendments and/or remarks as indicated below:

- Amendments to the Claims are reflected in the listing of the claims that begins on page 2 of this paper.
- Remarks/Arguments begin on page 11 of this paper.